IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.7912 OF 2005

Shri Nandlal G Bijlani .. Petitioner

Vs.

Smt.Archana N.Bijlani ..Respondent

Ms.Vidya S.Gole and Mr.Randhir S.Gole for the petitioner

Mr.I.R.Kulkarni and Mr.D.S.Joshi for the respondent

CORAM : S.U.KAMDAR, J
DATED : 2ND DECEMBER, 2005

P.C.:

1. The present petition challenges the order dt.2.7.05 passed by the Trial Court fixing the maintenance at Rs.6000 per month to the wife. The ground of challenge is neither the main application nor the interim application mentions the section number under which the said application has been filed and this application is not maintainable. The aforesaid contention is merely required to be stated to be rejected. Under the provisions of Hindu Marriage Act, the wife can file an application and seek interim maintenance.

2. In so far as the quantum is concerned, it is not disputed that he is running a business of Star Electricals, there is a dispute as to the income generated therefrom. No material or document whatsoever is produced indicating that the amount earned from the said business is not sufficient for maintenance. He has contended that the income from the said business is Rs.40000/- and he is entitled to Rs.10000 as his share.

3. I do not find any merits whatsoever to interfere with the the quantum fixed at Rs.6000 per month by the trial court. In that view of the matter, petition fails and the same is dismissed. No order as to costs.